

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ALDO VERA, JR., as Personal Representative of  
the Estate of Aldo Vera, Sr.,

Plaintiff,

v.

THE REPUBLIC OF CUBA,

Defendant,

and

DEUTSCHE BANK TRUST COMPANY  
AMERICAS, COMMERZBANK AG, RBS  
CITIZENS, N.A.,

Garnishees.

JEANNETTE FULLER HAUSLER, as Successor  
Personal Representative of the Estate of ROBERT  
OTIS FULLER, ("BOBBY FULLER"), Deceased,  
on behalf of THOMAS CASKEY as Personal  
Representative of the Estate of LYNITA FULLER  
CASKEY surviving daughter of ROBERT OTIS  
FULLER, THE ESTATE OF ROBERT OTIS  
FULLER, FREDERICK FULLER, FRANCES  
FULLER, GRACE LUTES, IRENE MOSS, and  
JEANNETTE FULLER HAUSLER

Intervenor-Petitioner,

v.

ALDO VERA, JR. as Personal Representative of the  
Estate of Aldo Vera, Sr., ALFREDO VILLOLDO,  
individually, and GUSTAVO VILLOLDO,  
individually, and as Administrator, Executor, and  
Personal Representative of the ESTATE OF  
GUSTAVO VILLOLDO ARGILAGOS,

Respondents.

12 Civ. 1596 (AKH)

ECF Case  
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**DECLARATION OF WALTER  
PETZINGER IN RESPONSE TO  
INTERVENOR-PETITIONER  
JEANNETTE FULLER HAUSLER'S  
PETITION TO DETERMINE  
ADVERSE CLAIMS PURSUANT  
TO FRCP 69 AND CPLR § 5239**

**WALTER PETZINGER** hereby declares pursuant to 28 U.S.C. § 1746 as follows:

1. I am Director and Senior Counsel at Commerzbank AG, New York Branch (“COBA”) and submit this declaration in response to Intervenor-Petition Jeanette Fuller Hausler’s (the “Hausler Intervenor”) Petition pursuant to Rule 69 of the Federal Rules of Civil Procedure and Section 5239, 5227 of the New York Civil Practice Law and Rules. I submit this declaration based upon personal knowledge and upon my review of relevant files and communications.

2. Upon information and belief, counsel for the Hausler Intervenor provided a copy of the Hausler Intervenor’s first letter application for an extension of the Hausler 1/4/11 Writ to Janis Meyer, Esq., an attorney at Dewey & LeBoeuf LLP, on or about April 5, 2011 with whom the Hausler Intervenor’s attorney had previously corresponded.

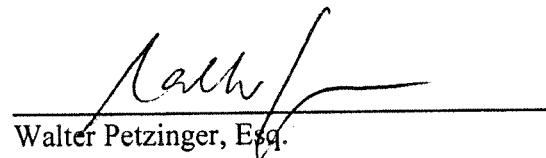
3. Upon information and belief, Ms. Meyer informed the Hausler Intervenor’s counsel that Dewey & LeBoeuf had not appeared on behalf of COBA in the Hausler Proceeding and that all future correspondence should be directed to me, after also providing him with my contact information.

4. Subsequent to Ms. Meyer’s providing me with a copy of the April 5, 2011 letter application to the Court in the Hausler Proceeding, I never received any written correspondence or other notice from the Hausler Intervenor concerning any of their four subsequent letter applications to the Court in the Hausler Proceeding requesting an extension of the Hausler 1/4/11 Writ or concerning any of the letters endorsed by Judge Marrero after they were entered on the Hausler Proceeding docket until the Hausler Intervenor served upon COBA a Notice of Levy

Extension on or about May 14, 2013. Attached as Exhibit A is a true and correct copy of the Notice of Levy Extension.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York  
June 17, 2013

  
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Walter Petzinger, Esq.